

ORDINANCE

04-0 -1214

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AN ORDINANCE AMENDING THE FIRE SAFETY CODE OF THE CITY OF ATLANTA TO ALLOW FOR THE PLACARDING OF UNSAFE AND DANGEROUS STRUCTURES THAT IMPERIL THE SAFETY OF THE GENERAL PUBLIC AS WELL AS FIRE FIGHTERS WHO MAY ENTER UPON THESE PREMISES.

Section 78-57 Fire Prevention Code adopted, in incorporated by reference; amendments

WHEREAS, the Fire Marshal, upon determining that a structure is unsafe and a danger to the public or fire fighters who may subsequently enter therein, shall be authorized to place a dated and signed placard on the damaged structure.

WHEREAS, unsafe and dangerous structures have been identified to be unfit for human habitation or occupancy as set forth under the Housing or Commercial, Institutional and Industrial Building Maintenance Code.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

Section 78-57 Fire Prevention Code adopted, incorporated by reference; amendments

The Fire Marshal shall notify the owner, operator or agent of the property by certified mail, return receipt requested, to his/her last known address that the building has been placarded and the reason therefore.

The placard should be placed on all sides of the structure about 10' high.

Such placard shall be red and state the following:

"WARNING, BY ORDER OF THE FIRE MARSHAL, THIS STRUCTURE IS DANGEROUS UNSAFE AND STRUCTURALLY UNSOUND

This structure has been determined by the Fire Marshal of the City of Atlanta to be dangerous, unsafe, unsound and unfit for human habitation or occupancy and in violation of section 78-57 of the Atlanta Fire Prevention Code and/or the Atlanta Housing Code or Commercial Institutional and Industrial Building Maintenance Code.

It shall be unlawful for any person to enter upon this property other than an authorized governmental licensee, the owner or his designated agent or contractor (upon written verification). It shall also be unlawful to occupy or to allow the occupancy of this property

until rendered fit for human habitation or occupancy in a manner satisfactory to and approved by the Bureau of Buildings and/or the Bureau of Code Compliance.

Mutilation or unauthorized removal or defacing this placard shall be an offense punishable by fine and/or imprisonment.

WHEREAS, the condition of the structure is sound but unsafe and constitutes a threat to the general public and the occupants therein, and

WHEREAS, the safety of the fire fighter is in imminent danger, the Fire Marshal shall be authorized to place a signed and dated green placard on the property, which states the following:

“WARNING, BY ORDER OF THE FIRE MARSHAL; this structure has been determined to be unsafe, and in violation of section 78-57 of the Atlanta Fire Prevention Code and/or the Atlanta Housing Code or Commercial Institutional and Industrial Building Maintenance Code.

It shall be unlawful for any person to enter upon this property other than an authorized governmental licensee, the owner or his designated agent or contractor (upon written verification).

It shall also be unlawful to occupy or to allow the occupancy of this property until rendered fit for human habitation or occupancy in a manner satisfactory to and approved by the Bureau of Buildings and/or the Bureau of Code Compliance.

Mutilation or unauthorized removal or defacing this placard shall be an offense punishable by fine and/or imprisonment”.